

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE WORLD TRADE CENTER
DISASTER SITE LITIGATION

CHRISTOPHER RYAN, ET AL.,

Plaintiff(s),

- against -

A.RUSSO WRECKING, INC., ET AL.,

Defendant(s).

**PARTIAL STIPULATION OF
VOLUNTARY DISMISSAL WITH
PREJUDICE – DERIVATIVE CLAIM
ONLY**

21 MC 100(AKH)

05-CV-1632

IT IS HEREBY STIPULATED AND AGREED by and between all parties that, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii):

1. All derivative claims by plaintiff Erin Ryan ("Derivative Plaintiff"), who is the spouse of Plaintiff Christopher Ryan ("Primary Plaintiff"), against all Defendants or against any Defendant arising out of or relating in any way to World Trade Center-related rescue, recovery and/or debris-removal operations and/or clean-up at any location on and/or after September 11, 2001 with respect to the loss of services of and/or consortium with Primary Plaintiff are hereby voluntarily dismissed with prejudice;

2. The stipulation does not affect in any way Primary Plaintiff's claims against Defendants;

3. If after this Stipulation is filed the Derivative Plaintiff commences an action against any or all of the entities listed on Exhibit A to the World Trade Center Litigation Settlement Process Agreement, As Amended ("Amended SPA") alleging any injury, derivative or otherwise, arising out of or relating in any way to World Trade Center-related rescue,

recovery and/or debris-removal operations and/or clean-up at any location on and/or after September 11, 2001, such action shall constitute a "New Debris Removal Claim" as defined in the Amended SPA; and

4. The dismissal is without costs.

Dated: January 14, 2011

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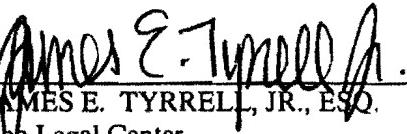
March 18
Dated: January , 2011

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Dated: January 31, 2011

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So Ordered
1/7/11
